

ENTERED

August 12, 2021

Nathan Ochsner, Clerk

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

MICHEL KECK,

Plaintiff,

VS.

**MIX CREATIVE LEARNING
CENTER, LLC, *et al*,**

Defendants.

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CIVIL ACTION NO. 4:21-CV-0430

ORDER

Before the Court is Defendants' Motion to Dismiss (Doc. 20.) On August 4, Plaintiff filed the First Amended Complaint. (Doc. 21.) Plaintiff's First Amended Complaint supersedes the Original Complaint (Doc. 1), which was the basis of Defendants' Motion to Dismiss. The amended pleading renders the original complaint of no legal effect. *King v. Dogan*, 31 F.3d 344, 346 (5th Cir. 1994). Therefore, Defendants' original Motion to Dismiss (Doc. 20) is **DENIED WITHOUT PREJUDICE AS MOOT**. The Court notes that Defendants are free to make whatever filings they deem appropriate in response to the First Amended Complaint, as the Court makes no determination of law as to its sufficiency.

IT IS SO ORDERED.

SIGNED at Houston, Texas, on this the August 12, 2021.



HON. KEITH P. ELLISON
UNITED STATES DISTRICT JUDGE